

BEFORE THE NEBRASKA PUBLIC SERVICE COMMISSION

In the Matter of the ) Application No. C-3444  
Application of Encartele, Inc., )  
Omaha, seeking authority to ) GRANTED  
operate as an interexchange )  
carrier of telecommunications )  
services within the State of ) Entered: September 7, 2005  
Nebraska.

BY THE COMMISSION:

## O P I N I O N      A N D      F I N D I N G S

By application filed July 11, 2005, Encartele, Inc. of Omaha, Nebraska seeks authority to provide interexchange telecommunications services within the State of Nebraska. Notice of the application was published in The Daily Record, Omaha, Nebraska, on July 14, 2005. No protests were filed; therefore, this application is processed pursuant to the Commission's Rule of Modified Procedure.

Encartele, Inc. is a Nebraska corporation with its headquarters in Omaha, Nebraska. Applicant is authorized by the Secretary of State to operate in Nebraska as a foreign corporation. In addition, no officer, director or shareholder having five percent or more of the Applicant's voting securities has been involved in a formal complaint or other investigatory or enforcement proceeding.

Applicant intends to provide switchless, non-facilities based interexchange resale services to residential and business customers. All network services are supplied by other interexchange carriers certified in the State of Nebraska. From time-to-time, Applicant may offer other services provided by other registered interexchange carriers. Applicant contracts with Billing Concepts, Inc. for billing services.

Applicant proposes to offer switched dedicated access "1+" long distance telecommunications services suitable for voice and limited data applications in the state of Nebraska. The Applicant intends to provide alternative operator services and may require advance payments or deposits. Applicant provided evidence of its managerial, technical and financial competency. Applicant also states that, with its proposed service, the public will benefit from greater consumer choice created through the broadening of innovative telecommunications service and affordable rates.

Interexchange reseller applications are subject to Commission jurisdiction under Neb. Rev. Stat. §§ 86-128 and 86-129 and Title 291 of the Commission's Rules and Regulations, Chapter 5, Rule 003.12. From examination of the application filed herein and the additional financial information, the Commission finds that Encartele, Inc. provided all the information required by the Commission, possesses adequate financial resources to provide the proposed service and adequate technical competency to provide the proposed service. Moreover, from the information provided, the Commission finds approval of the application would serve the public interest.

O R D E R

IT IS THEREFORE ORDERED by the Nebraska Public Service Commission that Application No. C-3444 be, and it is hereby, granted and Encartele, Inc. is authorized to provide interexchange telecommunication services within the state of Nebraska.

IT IS FURTHER ORDERED that the Applicant shall file, in accordance with the applicable statutes on or before April 30th of each year, an annual report with this Commission consisting of: (a) a copy of any report filed with the Federal Communications Commission; (b) a copy of any annual report to stockholders; and (c) a copy of the latest Form 10-K filed with the Securities and Exchange Commission. If these are not available, Applicant shall submit a balance sheet and income statement for the previous year of operation, as well as the investment made in telephone plant and equipment located within the state, accumulated depreciation thereon, operating revenues and expenses and taxes.

IT IS FURTHER ORDERED that, to the extent applicable, the Applicant shall comply with all laws pertaining to, and all rules and regulations promulgated under, the Telecommunications Relay System Act (Neb. Rev. Stat. §§ 86-301 to 86-315) and the Nebraska Telecommunications Universal Service Fund Act (Neb. Rev. Stat. §§ 86-316 to 86-329).

IT IS FURTHER ORDERED that Applicant file its current tariff, along with the appropriate fee, prior to offering service pursuant to the certificate granted in this order.

IT IS FINALLY ORDERED that this order be, and it is hereby made, the Commission's official certificate of authority to furnish the service authorized herein as a common carrier.

MADE AND ENTERED at Lincoln, Nebraska, this 7th day of  
September, 2005.

NEBRASKA PUBLIC SERVICE COMMISSION

COMMISSIONERS CONCURRING:

Chairman

ATTEST:

Executive Director